

**Notice of Allowability**

Application No.

09/575,845

Examiner

Jean Janvier

Applicant(s)

MYERS, CONNIE D.

Art Unit

3622

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☐ This communication is responsive to \_\_\_\_.
2. ☒ The allowed claim(s) is/are 1-3,5-20,22-37,39-42,44-47,49-52,54-57 and 59-62.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_

## DETAILED ACTION

### *Specification*

#### EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with the Attorney of record.

Please enter the following amendments-

In claim 1, line 4 and before "displaying", please insert **--concurrently--**.

In claim 15, line 4 and after "at least two", please insert - **-concurrently displayed--**.

In claim 15, line 6 and after "of the at least two", please insert - **-concurrently displayed--**.

In claim 15, between line 10 and line 11 (or after line 10 and before line 11), please insert **--outputting the result of the determining step, --**.

In claim 18, line 4 and after "means for", please insert - **-concurrently--**.

In claim 32, line 3 and after "at least two", please insert - **-concurrently displayed--**.

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In claim 32, line 5 and after “of the at least two”, please insert - **-concurrently displayed--**.

In claim 32, between line 8 and line 9 (or after line 8 and before line 9), please insert - **- means for outputting the result of the determination, --**.

In claim 37, line 2 and before “displaying”, please insert - **-concurrently--**.

In claim 37, line 5 and after “selected one of the”, please - **-concurrently--**.

In claim 42, line 2 and after “means for”, please insert - **-concurrently--**.

In claim 42, line 5 and after “selected one of the”, please - **-concurrently--**.

In claim 47, line 2 and before “displaying”, please insert - **-concurrently--**.

In claim 47, line 9 and after “tracking”, please delete “ a frequency” and replace it with - **-the number of times. --**.

In claim 47, line 9 and after “command”, please delete the period “.” and replace it with a coma - **- , --**.

In claim 47, after line 10, please insert - **-outputting on the computer system the result of the tracking step. --**.

In claim 52, line 3 and after “causes” and before “display”, please insert - **-concurrent--**.

In claim 52, lines 9-10 and after “tracking”, please delete “ a frequency” and replace it with - **-the number of times. --**.

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In claim 52, line 11 and after “command”, please delete the period “.” and replace it with a coma - -, --.

In claim 52, after line 11, please insert - **-outputting on the computer system the result of the tracking step. --**.

In claim 57, line 4 and before “displaying”, please insert - **-concurrently--**.

In claim 57, line 10 and after “tracking”, please delete “ a frequency” and replace it with - **-the number of times. --**.

In claim 57, line 11 and after “command”, please delete the period “.” and replace it with a coma - -, --.

In claim 57, after line 11, please insert - **-outputting on the computer system the result of the tracking step. --**.

In claim 60, line 4 and before “displaying”, please insert - **-concurrently--**.

In claim 61, line 4 and after “at least two”, please insert - **-concurrently displayed--**.

In claim 61, line 6 and after “of the at least two”, please insert - **-concurrently displayed--**.

In claim 61, line 9 and before “frequency”, please insert - - **a--**.

In claim 62, line 3 and before “displaying a shopping list”, please delete - **-concurrently-**.

In claim 62, line 4 and before "displaying", please insert - **-concurrently--**.

### REASON FOR ALLOWANCE

Here, the prior art, for example US Patents 6,519,571 to Guheen, 5,909,673 to Gregory and CA 2098329 to De Lapa, does not teach alone or in combination a method of and a system for **concurrently displaying on a screen at least two brand-related trade or service marks as an alternate activation mechanisms to print a shopping list displayed thereon**, receiving an indication that at least one of the two concurrently displayed marks has been used to activate printing of the displayed shopping list, **tracking and storing in a memory of the computer system a number of times each of the at least two concurrently displayed marks has been selected to activate printing of the shopping list, comparing the stored number of times each of the at least two concurrently displayed marks has been selected relative to each other and outputting the result of the comparing step on the computer system to an operator**. Therefore, claims **1-3,5-20,22-37,39-42,44-47,49-52,54-57 and 59-62** are said to be allowable over the prior art of record.

Indeed, De Lapa in CA 2098329 discloses a system that displays a coupon package or a plurality of coupons on a computer screen to an identifying consumer. The system includes identifying the consumer, **printing** a packet of coupons for the identified consumer, transmitting the packet to the consumer, identifying which coupons in the packet the consumer uses and **printing** another packet of coupons for that consumer, with at least one coupon selected as a function of the coupons the consumer used. Other consumption related information pertaining to the consumer may be combined with the history of coupon use in order to select coupons to transmit to the consumer. This additional information may be obtained by a telephone interview with the consumer or by the consumer completing a survey of questions.

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Further, USP 6,519,571 to Guheen discloses, inter alia, a system that allows users to print displayed maps by one click.

Additionally, USP 5,909,673 to Gregory discloses a central server at a home office connected to remote processing stations at multiple remote sites such as convenience stores. The remote processing station is used to create and print various financial instruments, which include money orders, payroll checks, vendor drafts, and gift certificates. The financial instruments are printed on blank paper using MICR toner in a standard laser printer, thereby eliminating the need for preprinted forms. Transaction logs are maintained and communicated to the central server where records for all locations are maintained. The central server also authorized payroll checks for the employees of the remote locations and sends authorization to the locations where the actual payroll checks are printed. Moreover, the system can be used to create and distribute site-specific coupons to remote locations. A general coupon template is loaded onto the central server of the data processing system along with site-specific information to be printed on each coupon. A particular remote processing station at a remote site can call in to the central server and download the general coupon template and the site-specific information for that particular site. The remote processing station then combines the template with the site-specific information and prints the site-specific coupon.

### **Conclusion**

Any inquiry concerning this communication from the Examiner should be directed to Jean D. Janvier, whose telephone number is (571) 272-6719. The aforementioned can normally be reached Monday-Thursday from 10:00AM to 6:00 PM EST. If attempts to reach the Examiner

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by telephone are unsuccessful, the Examiner's Supervisor, Mr. Eric W. Stamber, can be reached at (571) 272- 6724.

Non-Official- 571-273-6719.

Official Draft : 571-273-8300

09/01/06

JDJ

Jean D. Janvier

Patent Examiner

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JEAN D. JANVIER  
PRIMARY EXAMINER  
*Jean D. Janvier*